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tries to build into that general across-the-board prohibition something that I think is a reasonable exception and I would ask for your adoption of the amendment.

SENATOR CUDABACK: Thank you, Senator Beutler. (Visitors introduced.) Open for discussion on the Beutler amendment, AM0905, to committee amendments. Senator Bromm.

SENATOR BROMM: Thank you, Mr. President, and let me try to be sure that I understand this and I may have to ask Senator Beutler a question before we're done. As I read the amendment, where we have...have said that no political subdivision in the state can provide telecommunications services for a fee, it goes on to say that "unless the Public Service Commission determines that primary or other ancillary backup telecommunications services are not available in the service area or political subdivision". If I could ask Senator Beutler a question, I...

SENATOR CUDABACK: Senator Beutler, would you respond, please?

SENATOR BEUTLER: Sure.

SENATOR BROMM: What, Senator Beutler, what is a "other ancillary backup telecommunications service"? Is that a term that you can tell me what your intent is?

SENATOR BEUTLER: Yes. If you have a large commercial interest, such as Cabela's for example, that has a very heavy reliance upon Internet communications, and if, as a condition of locating in a particular community, that particular company or a similar company relying upon...with a heavy reliance upon telecommunications might say to you, look, we've got to be sure we don't go down and if our provider goes down we need to have a separate second provider to be sure that there is a backup there; we can't stand to go a whole afternoon or maybe even a couple of hours, all depending on the business, and have our Internet access cut off. So, in a situation where there was no available backup system available, backup company available for such an enterprise and the private sector could not provide that, then we ought to leave it to the Public Service Commission to determine if that were the fact and, if it were and if there